

HOUSE BILL NO. 36

BY REPRESENTATIVE PONTI AND SENATOR DORSEY

1 AN ACT

2 To amend and reenact R.S. 14:34.1, relative to second degree battery; to amend the
3 definition of second degree battery; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 14:34.1 is hereby amended and reenacted to read as follows:

6 §34.1. Second degree battery

7 A. Second degree battery is a battery committed without the consent of the
8 victim when the offender intentionally inflicts serious bodily injury; however, this
9 provision shall not apply to a medical provider who has obtained the consent of a
10 patient.

B. For purposes of this ~~article~~ Section, "serious bodily injury" means bodily injury which involves unconsciousness, extreme physical pain or protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death.

15 C. Whoever commits the crime of second degree battery shall be fined not
16 more than two thousand dollars or imprisoned, with or without hard labor, for not
17 more than five years, or both.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____